

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2014-002527-003 DT

08/16/2016

HONORABLE DANIELLE J. VIOLA

CLERK OF THE COURT
I. Huerta
Deputy

STATE OF ARIZONA

VANESSA MARIE LOSICCO

v.

STEPHEN PAUL LACY (003)

JON MARTINEZ

TRIAL MINUTE ENTRY
DAY 3

Courtroom SCT 7A

Prior to commencement of Trial, State's exhibits 138 through 153 are marked for identification.

10:33 a.m. Trial to a jury continues from 08/15/2016. The State is represented by Deputy County Attorney, Vanessa Cuevas. The defendant is present and represented by Defense Counsel, Jon Martinez.

Court Reporter, Jovanna Roman, is present.

A record of the proceedings is also made digitally.

LET THE RECORD REFLECT Trial in this matter is being conducted with Trial with co-defendants 001, 002 and 004.

The prospective jurors are not present.

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The Court notes prospective juror 306 contacted this division earlier this morning to advise his child was sick. Counsel for all parties were contacted regarding the above. Counsel for the parties having no objection,

Prospective juror 306 is excused for hardship.

LET THE RECORD REFLECT counsel approach the bench and discuss matters, off the record.

11:06 a.m. Eighty-two remaining prospective jurors are present in the courtroom. Prospective juror 178 failed to return for jury selection as directed by the Court.

The prospective jurors having previously been sworn, voir dire examination of the prospective jurors continues.

Counsel approach the bench and discuss matters, on the record, out of hearing of the prospective jurors.

Prospective jurors 19, 96, 105, 116, 135 and 222 are excused for hardship and/or cause.

Voir dire examination continues.

Counsel approach the bench and discuss matters, on the record, out of hearing of the prospective jurors.

Prospective jurors 141, 270 and 326 are excused for hardship and/or cause.

12:02 p.m. The prospective jurors are reminded of previous admonitions and Court stands at recess.

1:27 p.m. Court reconvenes with respective counsel and defendant present.

Court Reporter, Jovanna Roman, is present.

A record of the proceedings is also made digitally.

The prospective jurors are not present.

Prospective juror 178 having failed to return for jury selection this date and counsel for the parties having no objection,

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Prospective juror 178 is excused for hardship and/or cause.

Prospective juror 148 is brought into the courtroom for individual voir dire. Prospective juror 148 leaves the courtroom.

Prospective juror 112 is brought into the courtroom for individual voir dire. Prospective juror 112 leaves the courtroom.

Prospective juror 230 is brought into the courtroom for individual voir dire. Prospective juror 230 leaves the courtroom.

Prospective juror 264 is brought into the courtroom for individual voir dire. Prospective juror 264 leaves the courtroom.

Prospective juror 297 is brought into the courtroom for individual voir dire. Prospective juror 297 leaves the courtroom.

Prospective juror 55 is brought into the courtroom for individual voir dire. Prospective juror 55 leaves the courtroom.

Prospective juror 201 is brought into the courtroom for individual voir dire. Prospective juror 201 leaves the courtroom.

Court and counsel discuss matters.

Prospective jurors 112, 201 and 264 are excused for hardship and/or cause.

2:02 p.m. The prospective jurors are present; voir dire examination continues.

2:48 p.m. The prospective jurors are reminded of previous admonitions and Court stands at recess.

3:10 p.m. Court reconvenes with respective counsel and defendant present.

Court Reporter, Jovanna Roman, is present.

A record of the proceedings is also made digitally.

The prospective jurors are present; voir dire examination continues.

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4:30 p.m. The prospective jurors are reminded of previous admonitions and excused from the courtroom. Court remains in session.

Prospective juror 120 remains in the courtroom for individual voir dire. Prospective juror 120 leaves the courtroom.

Counsel pass the panel for cause.

4:33 p.m. Court stands at recess.

Counsel exercise their peremptory challenges.

5:10 p.m. Court reconvenes with respective counsel and defendant present.

Court Reporter, Jovanna Roman, is present.

A record of the proceedings is also made digitally.

The prospective jurors are not present.

Court and counsel discuss matters.

5:17 p.m. The prospective jurors are present.

Sixteen (16) persons are selected and sworn to act as trial jurors in this cause.

5:35 p.m. The jury panel is formally admonished and excused until 08/17/2016 at 11:00 a.m. before this division. Court stands at recess until 08/17/2016 at 10:30 a.m.

ALL OUT OF CUSTODY DEFENDANTS AWAITING A VERDICT SHALL PROVIDE TO THEIR ATTORNEY A MEANS TO CONTACT THE DEFENDANT SO THAT S/HE MAY BE PRESENT FOR THE VERDICT. ALL DEFENDANTS ARE REQUIRED TO STAY IN CONTACT WITH THEIR ATTORNEY SO THAT THEY MAY BE ADVISED THAT A VERDICT IS READY. ALL DEFENDANTS SHALL MAINTAIN PROXIMITY TO THE COURT SUCH THAT THEY MAY BE PRESENT WITHIN 30 MINUTES OF THE NOTICE THAT A VERDICT IS READY. THE FAILURE TO BE PRESENT WITHIN 30 MINUTES OF THE NOTICE THAT THE JURY IS READY TO RETURN THE VERDICT MAY RESULT IN THE COURT FINDING THAT THE DEFENDANT HAS VOLUNTARILY ABSENTED THEMSELF

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**FROM THE PROCEEDINGS AND THE VERDICT MAY BE TAKEN IN THE
ABSENCE OF THE DEFENDANT. IN ADDITION, THE FAILURE TO APPEAR FOR
THE VERDICT WILL RESULT IN A WARRANT ISSUING FOR THE ARREST OF
THE DEFENDANT.**